GOVERNMENT OF INDIA
FINANCE
LOK SABHA

UNSTARRED QUESTION NO:3820
ANSWERED ON:17.08.2001
SEIZURE OF BENAMI PROPERTIES
SURESH RAMRAO JADHAV (PATIL)

Will the Minister of FINANCE be pleased to state:

(a) whether the Government have not so far framed rules for seizure of benami properties under the Benami Transactions (Prohibition) Act, 1988;

(b) if so, the reasons therefor; and

(c) the steps taken to frame rules as early as possible so that properties acquired by corrupt practices are brought to book?

Answer

MINISTER OF STATE IN THE MINISTRY OF FINANCE (SHRI GINGEE N. RAMACHANDRAN)

(a) & (b) : The rules for implementing the Benami Transactions (Prohibition) Act, 1988 could not be framed in view of the reservations expressed by the Ministry of Law, Justice and Company Affairs, pointing out that the Act is not workable in its present form. To make it implementable, major issues including the jurisdiction of Union and States with regard to benami properties in the nature of agricultural lands had to be examined.

(c) The major issues have since been examined by the Ministry of Law, Justice and Company Affairs. The proposal to introduce amendments to the Act so as to make it workable and enable the Government to frame Rules is being examined in the Ministry.